

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 6/16/2022
--

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

YENSY CONTRERAS, Individually, and On Behalf of All Others Similarly Situated,	X	
	:	Case No.: 1:22-cv-00129-VEC
	:	
Plaintiff,	:	
	:	
vs.	:	
	:	
	:	NOTICE OF SETTLEMENT
SIMPLY FRAMED, L.L.C.,	:	
	:	
Defendant.	:	
	:	
	:	
	X	

Plaintiff Yensy Contreras (“Plaintiff”) hereby notifies the Court that the present case has settled between Plaintiff and defendant Simply Framed, L.L.C. (“Defendant”) (collectively, the “parties”), and states as follows:

1. A settlement agreement is in the process of being finalized between the parties. Once the settlement agreement is fully executed, and Plaintiff has received the consideration required, the parties will respectfully request that the case be dismissed and closed.
2. The parties respectfully request that the Court stay this action and adjourn all deadlines and conferences.

DATED: June 15, 2022

MIZRAHI KROUB LLP

/s/ Edward Y. Kroub
EDWARD Y. KROUB

EDWARD Y. KROUB
JARRETT S. CHARO
WILLIAM J. DOWNES
200 Vesey Street, 24th Floor
New York, NY 10281
Telephone: 212/595-6200
212/595-9700 (fax)
ekroub@mizrahikroub.com
jcharo@mizrahikroub.com
wdownes@mizrahikroub.com

Attorneys for Plaintiff

Application GRANTED.

IT IS HEREBY ORDERED THAT all previously scheduled conferences and other deadlines are CANCELLED.

IT IS FURTHER ORDERED that this case is DISMISSED with prejudice and without costs (including attorneys' fees) to either party. The Clerk of Court is respectfully directed to terminate all open motions and to CLOSE the case. The Clerk is further directed to amend the case caption to delete the language "on behalf of all others similarly situated" after the individual Plaintiff's name, as this dismissal is operative only as between individual Plaintiff Yensy Contreras and Defendant Simply Framed, LLC.

Within **30 days** of this order, the parties may apply to reopen this case. Any such application must show good cause for holding the case open in light of the parties' settlement. Any request filed after **30 days** or without a showing of good cause may be denied solely on that basis.

Additionally, if the parties wish for the Court to retain jurisdiction to enforce their settlement agreement, they must submit **within the same 30-day period**: (1) their settlement agreement to the Court in accordance with Rule 7.A of the Court's Individual Practices and (2) a request that the Court issue an order expressly retaining jurisdiction to enforce the settlement agreement. *See Hendrickson v. United States*, 791 F.3d 354 (2d Cir. 2015).

SO ORDERED.



Date: 6/16/2022

HON. VALERIE CAPRONI
UNITED STATES DISTRICT JUDGE